

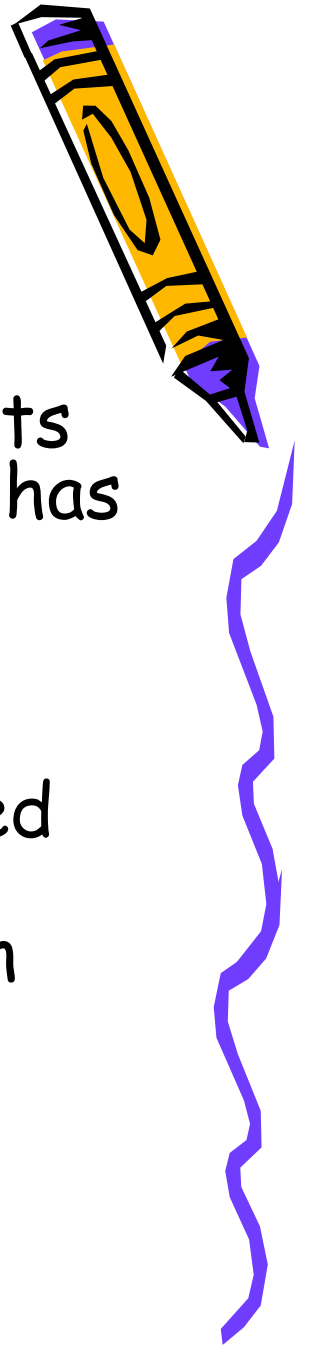
Exemptions to DOE Directives

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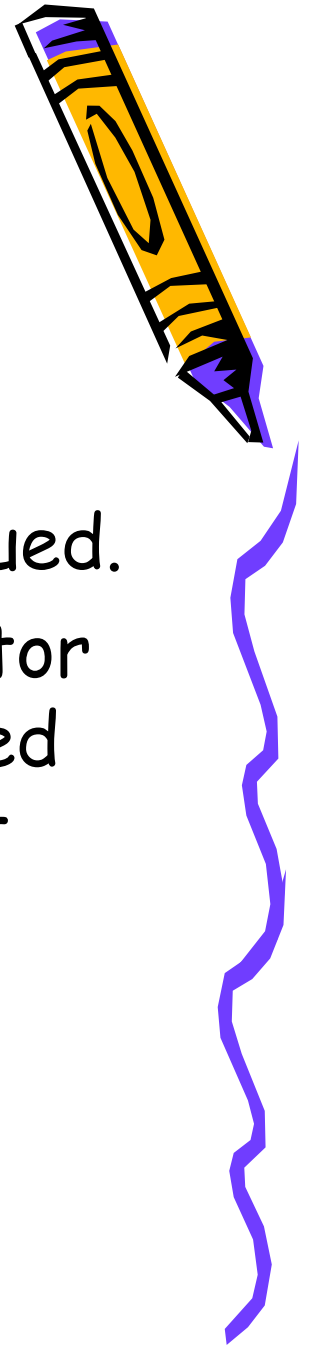
What is a Directives Exemption?

- A release from one or more requirements in a DOE Order, Notice or Manual that has been granted to a DOE element or a contractor.
- There are a number of terms used for relief processes including but not limited to "exemptions," "equivalencies," "variances," and "relief." This discussion applies to all such terms.



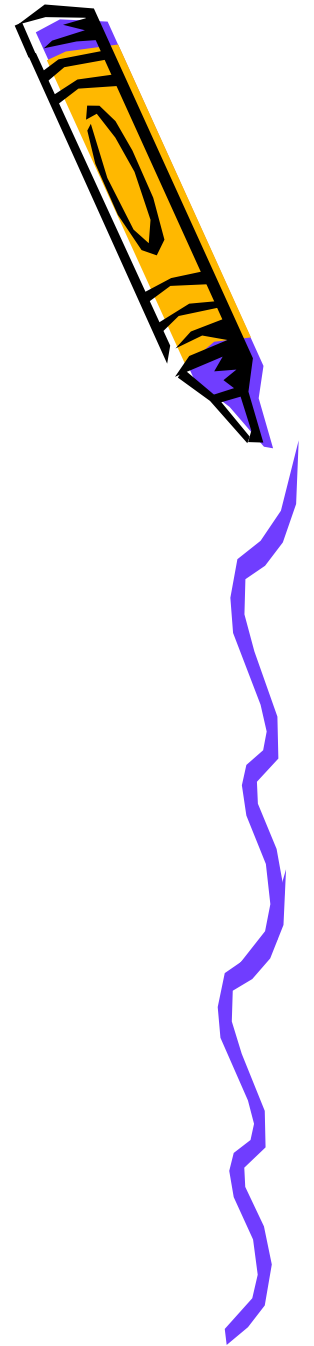
When do Directives Become Requirements?

- Apply to Feds when the directive is issued.
- Apply to contractors when the contractor requirements document (CRD) is included in the contract - and only to the extent included. (List B)



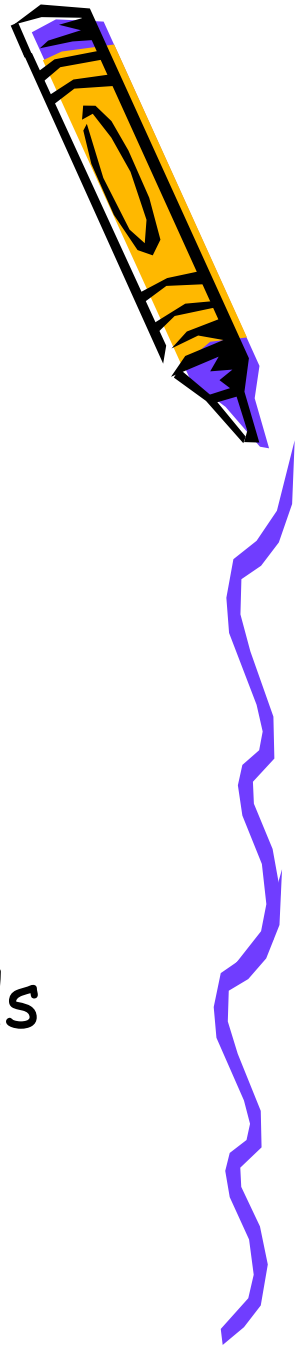
Where Do I Find Exemption Requirements & Procedures?

- In the Directive itself
- In DOE M 251.1-1B, Chapter X
- In DOE M 411.1C (FRAM)
- In FRA documents
- In office procedures
- In CTA documents and directives
- In regulations

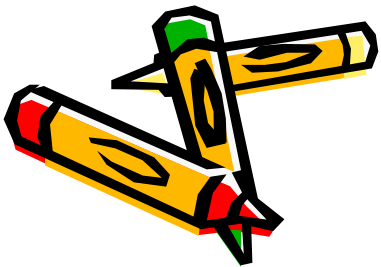
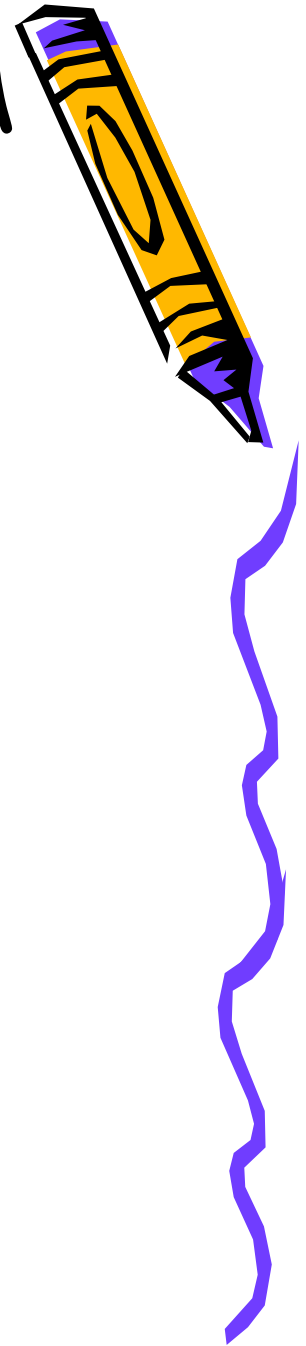
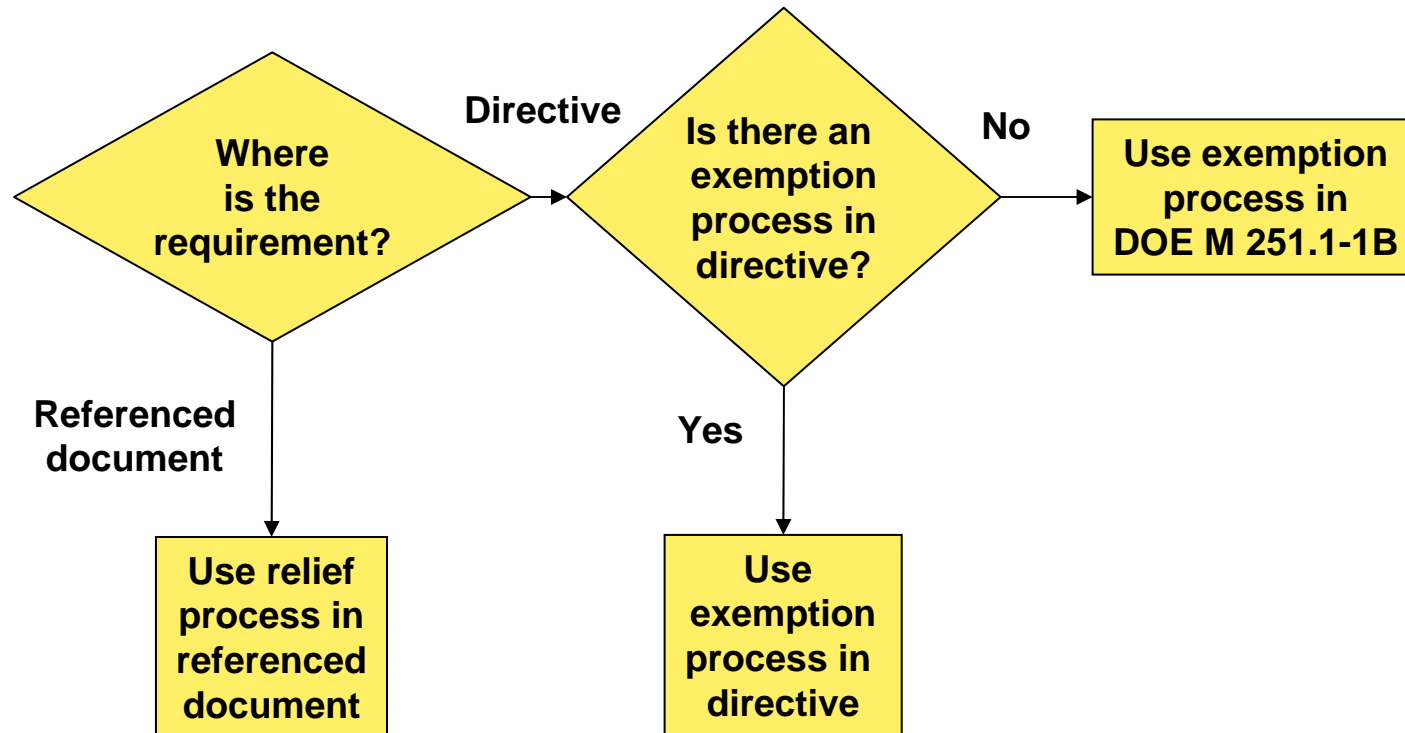


Scope of DOE M 251.1-1B Exemption Process

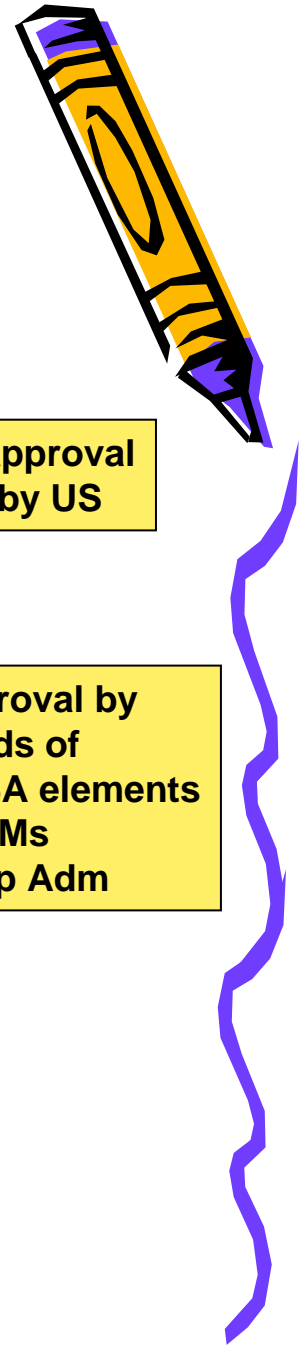
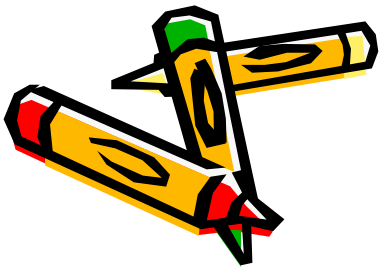
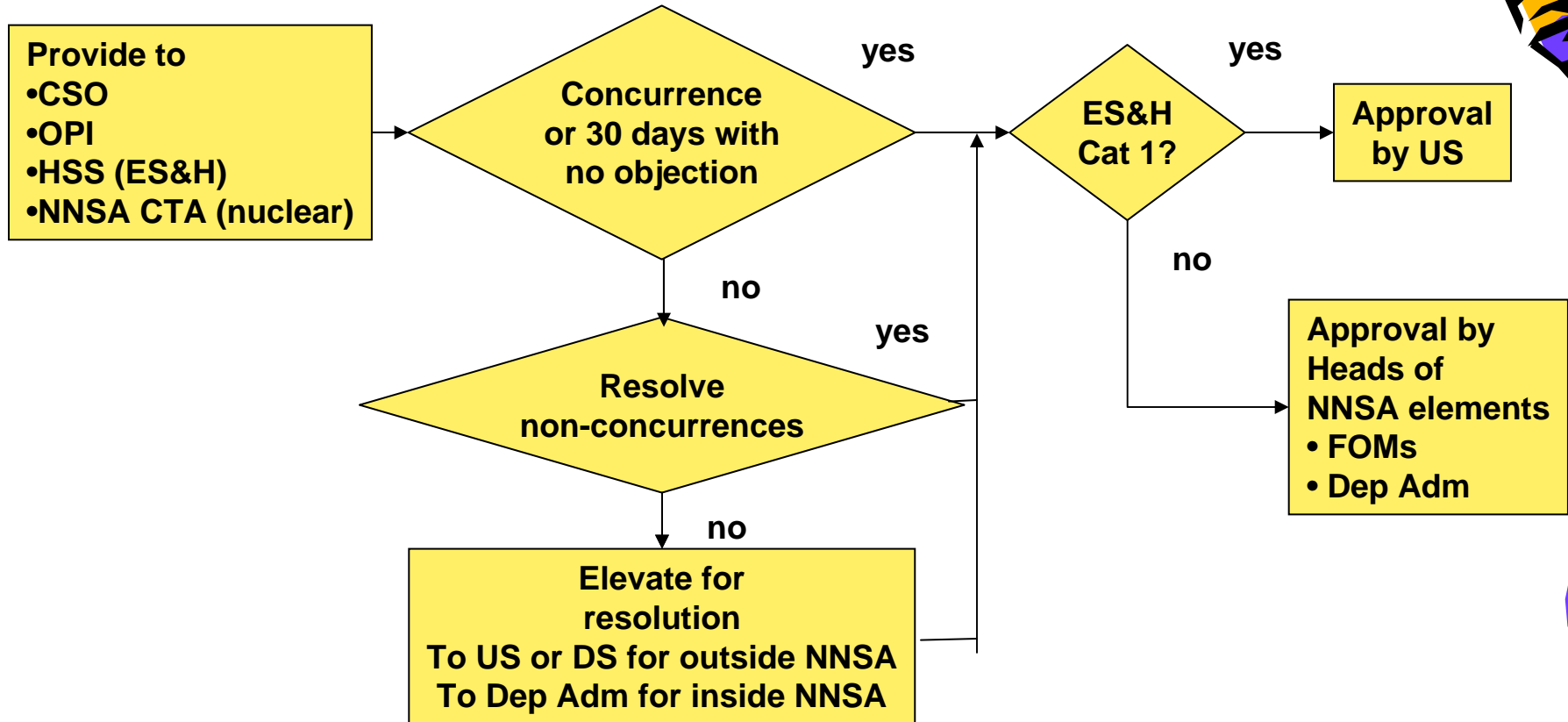
- DOE Directives only
- Does not apply to:
 - Regulations
 - Office procedures
 - Technical Standards
 - Non-government Codes and Standards



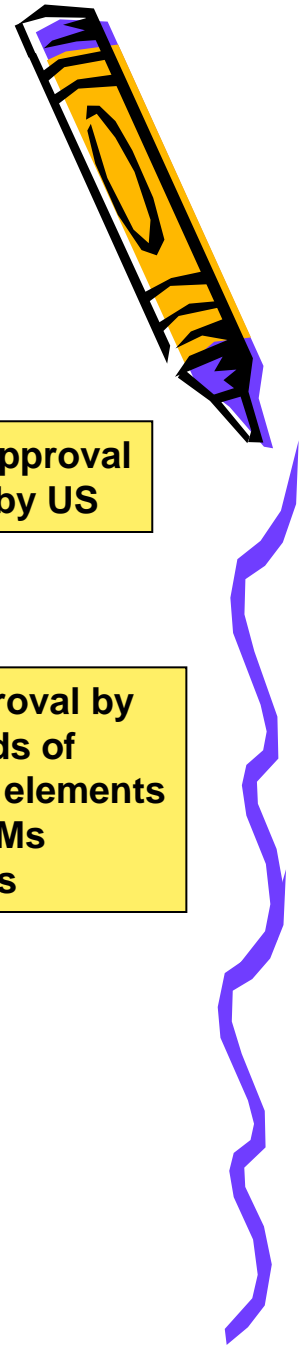
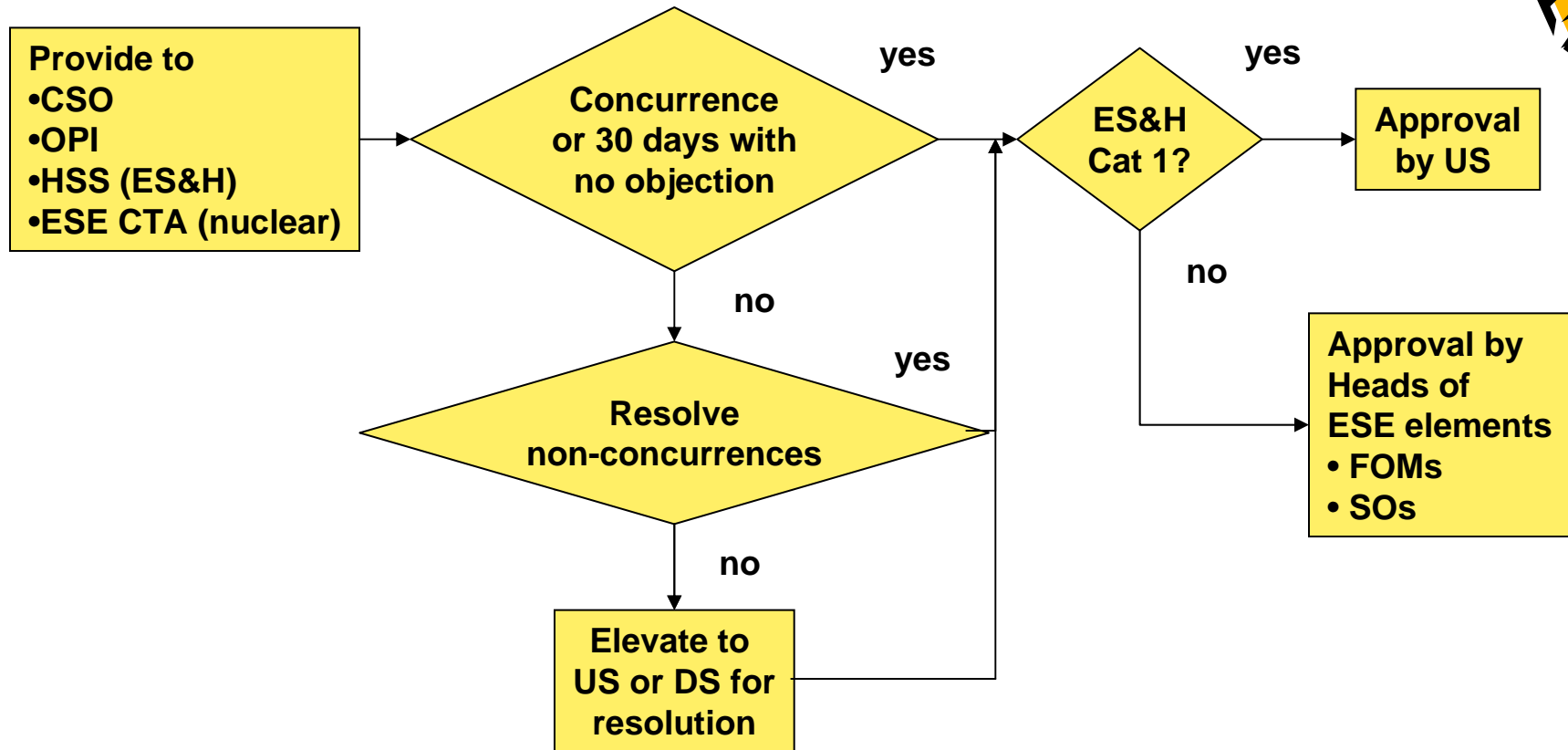
When should I use the DOE M 251.1-1B Exemption Process?



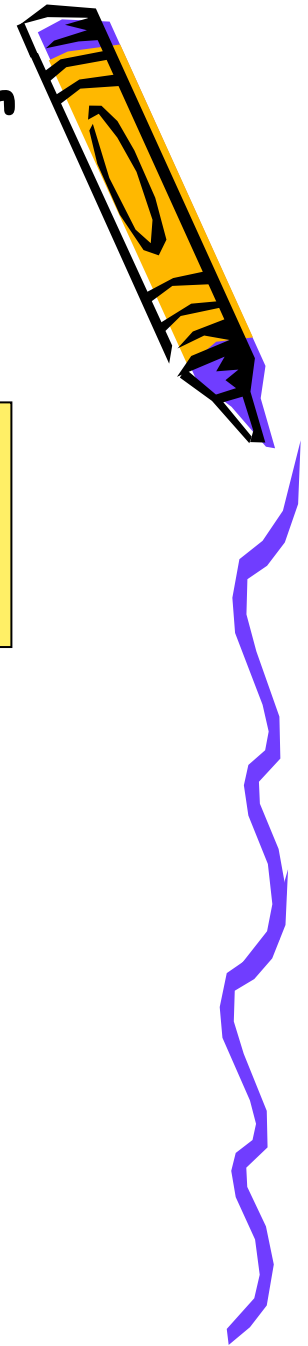
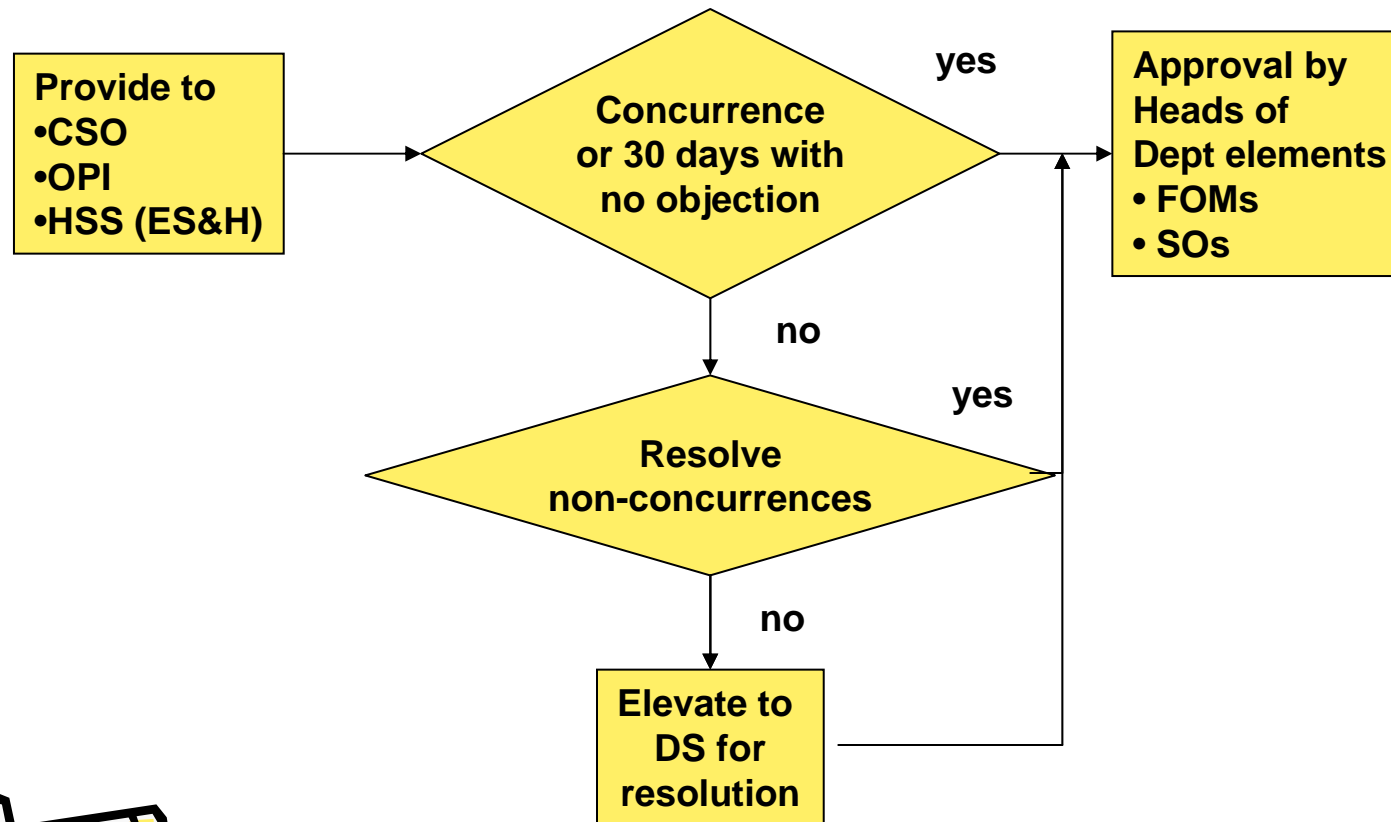
NNSA Approval Process



ESE Approval Process

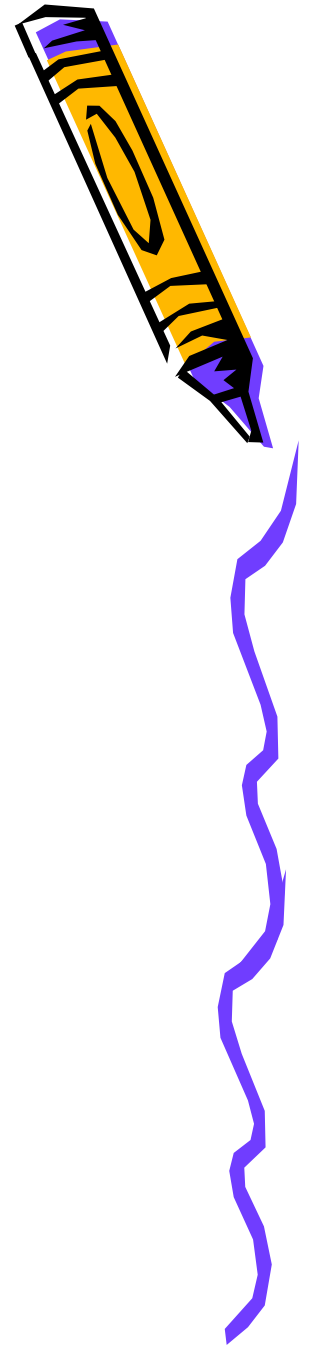


Approval Process for Other than NNSA or ESE



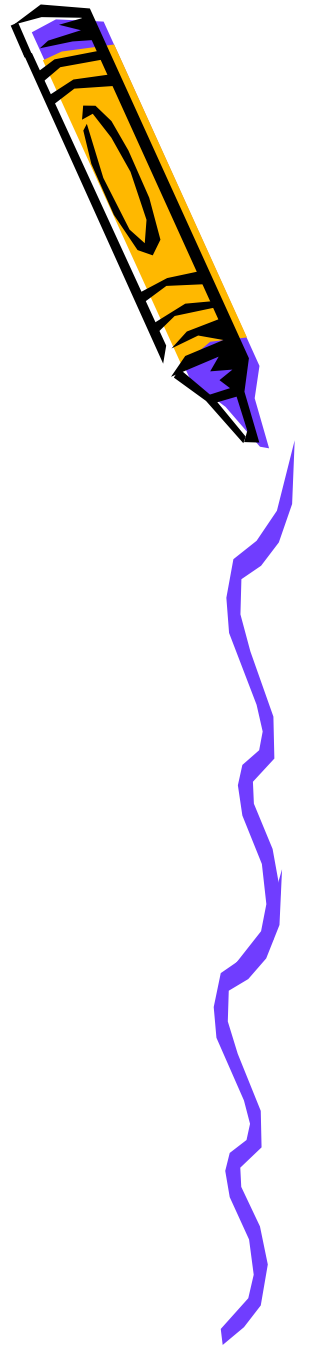
Contents of Exemption Requests

- Site or Facility
- Requirement being exempted
- Justification of additional risks
- Benefits to be realized
- Temporary or permanent
- Other pertinent data



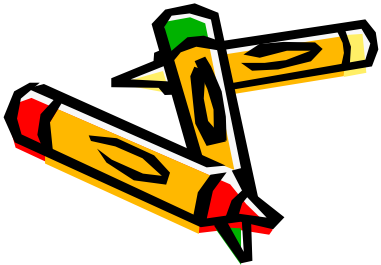
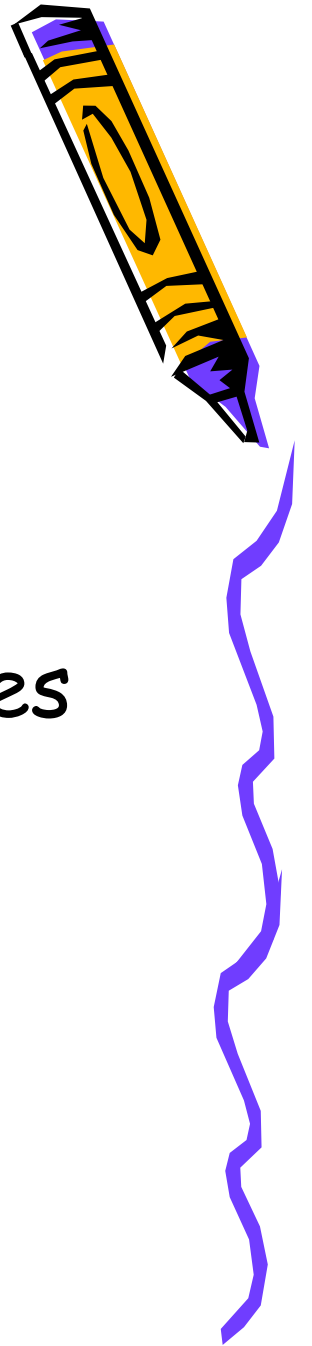
Additional Information for ES&H Exemptions

- Special Circumstances (listed)
- Adequate protection
- Alternative or mitigating actions



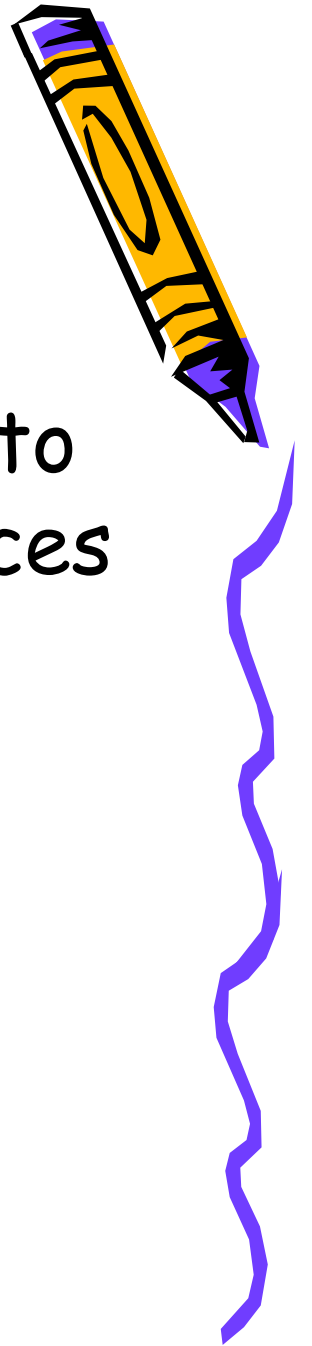
Approval Criteria

- Not prohibited by law
- No undue risk
- Warranted under the circumstances

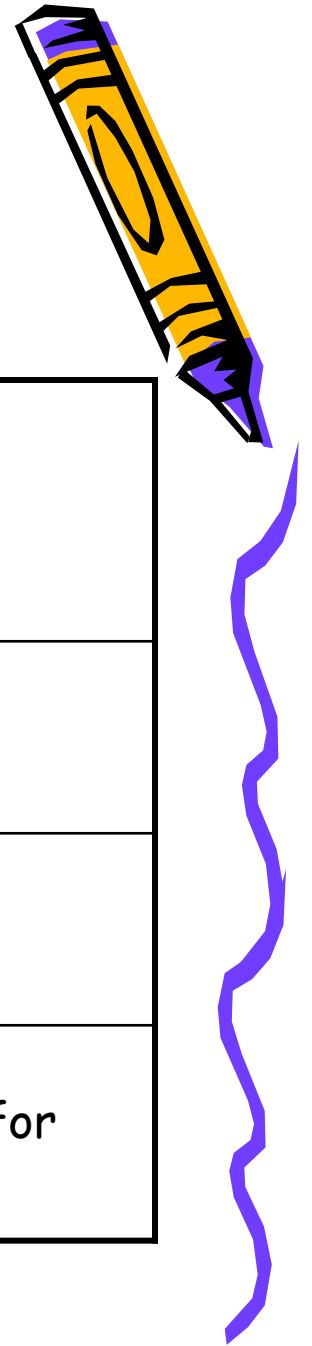


Documented Exemption

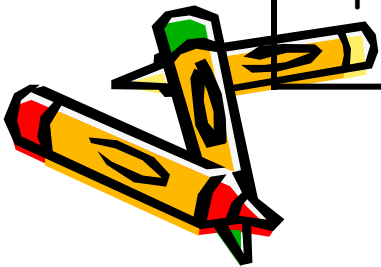
- Send copy of approved exemption to the Office of Information Resources



Examples of Directive-Specific Exemptions

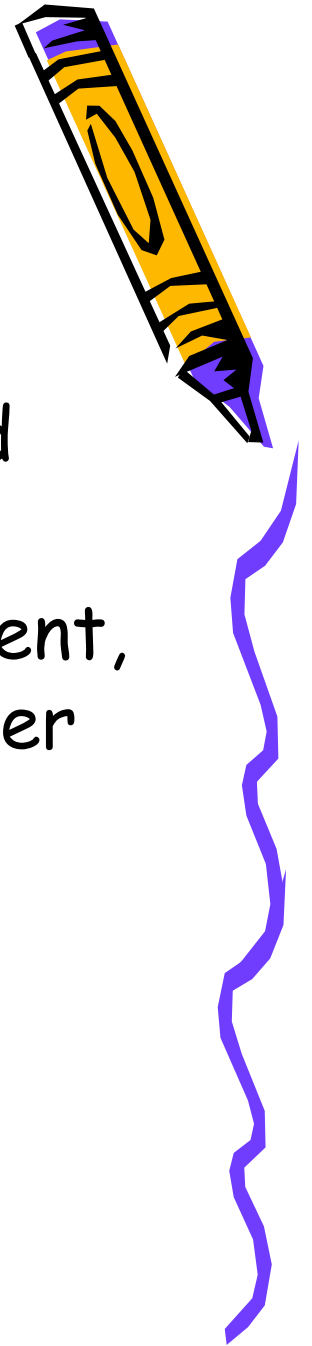


DOE O 420.1B & DOE O 433.1A Facility Safety & Maintenance	Use DOE M 251.1-1B except for approval authorities
DOE M 231.1-2 ORPS	Prohibits exemptions to minimum reporting criteria
DOE O 413.1A Procurement	Requires CTA concurrence on exemptions to nuclear safety requirements
DOE M 440.1-1A Explosives Safety	Contains separate exemption requirements including provisions for equivalency



Directive Requirements Not Included in Contracts

- Contracting officers must use approved processes to omit directives.
- Can be omitted by Necessary & Sufficient, Work Smart Standards, S/RIDs or other approved process.
- No exemption needed for directive not included in contract.



Requirements in Referenced Codes & Standards

- Follow relief processes in those standards
- Example - equivalency process in National Fire Protection Association (NFPA)
- Relief granted within referenced standards equals compliance with those standards

